

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
RONALD AMBROSE,

Plaintiff,

-against-

REPLY DECLARATION
OF LEAH A. BYNON

THE CITY OF NEW YORK, DETECTIVE VITO
BUONSANTE, LIEUTENANT SHIELDS,
DETECTIVE JOSE ROSARIO, DETECTIVE DAN
DANAHER and JOHN and JANE DOES,,

02-CV-10200 (KMK)

Defendants.
-----X

LEAH A. BYNON, an attorney duly admitted to practice in the State of New York and in this Court, declares under penalty of perjury and pursuant to 28 U.S.C. § 1746 that the following is true and correct.

1. I am an Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for defendants City of New York, Detective Vito Buonsante, Detective Dan Danahar, Jose Rosario, and John Shields. As such, I am familiar with the facts stated below and submit this reply declaration to place the relevant information and documents on the record in support of defendants' partial motion to dismiss all purported Monell Claims pursuant to Rule 12(c) of the Federal Rules of Civil Procedure.

2. In support of their motion, defendants submit the exhibits described below:

a. Annexed hereto as Exhibit "A" is a copy of the Complaint Follow-Up and handwritten notes of Detective Buonsante dated January 24, 2001.

b. Annexed hereto as Exhibit "B" is a copy of the Complaint Follow-Up Informational dated January 16, 2001, numbered 622-623.

c. Annexed hereto as Exhibit "C" is a copy of the a copy of the Complaint Follow-Up Informational dated January 23, 2001, numbers 624.

d. Annexed hereto as Exhibit "D" is a copy of the Grand Jury testimony of Detective Vito Buonsante, People v. Damon Williams, dated January 25, 2001, pg. 45 line 18 through pg. 46 line 7.

Dated: New York, New York
January 7, 2004

MICHAEL A. CARDOZO
Corporation Counsel of
the City of New York
Attorney for Defendants City of New York,
Buonsante, Danahar, Shields and Rosario
100 Church St.
New York, New York 10007
(212) 788-1029

By: 
LEAH A. BYNON (LB0321)
Assistant Corporation Counsel

EXHIBIT A

COMPLAINT - FOLLOW UP INFORMATIONAL		PAGE 1 OF 1 PAGES	
PD 313.081A (Rev. 4-89)-31		Crime	HOMICIDE 99/637
Date of Orig. Report	9/22/1999	Date Assigned	9/22/1999
Case No.	1814/15/16/17	Unit reporting	
Complainant's Name - Last, First, M.I.	P.S.N.Y. FOR QUINONES/COBB		
Victim's Name - If Different			
Last Name, First, M.I.	Address, include City, State, Zip		Apt. No.
Home Telephone	Business Telephone	Position / Relationship	Sex Race Date of Birth Age
Total No. of Perpetrators	Wanted Arrested	Weapon Used Possessed	Describe Weapon (If firearm, give color, make, calibre, type, model, etc.)
Wanted Arrested	Last Name, First, M.I.	Address, include City, State, Zip Apt. No. Res. Pct.	
Sex Race	Date of Birth Age Height Weight Eye Color Hair Color Hair Length Facial Hair	NYSID No.	
Eyeglasses Sunglasses	Clothing Description, Scars, Marks, M.O., Etc. (Continue in "Details")	Nickname, First Name, Alias	
Wanted Arrested	Last Name, First, M.I.	Address, include City, State, Zip Apt. No. Res. Pct.	
Sex Race	Date of Birth Age Height Weight Eye Color Hair Color Hair Length Facial Hair	NYSID No.	
Eyeglasses Sunglasses	Clothing Description, Scars, Marks, M.O., Etc. (Continue in "Details")	Nickname, First Name, Alias	
<p>AREA WITHIN BOX FOR DETECTIVE / LATENT FINGERPRINT OFFICER ONLY. THIS BOX WILL BE UTILIZED BY INVESTIGATOR WHENEVER POSSIBLE AND MUST BE FULLY COMPLETED WHEN USING THIS FORM TO CLOSE A CASE "NO RESULTS"</p> <p>Comp. Interviewed: Yes <input type="checkbox"/> No <input type="checkbox"/> In Person <input type="checkbox"/> By Phone <input type="checkbox"/> Date <input type="text"/> Time <input type="text"/> Results: Same as Comp Report - Different (Explain in Details) <input type="checkbox"/></p> <p>Witness Interviewed: Yes <input type="checkbox"/> No <input type="checkbox"/> In Person <input type="checkbox"/> By Phone <input type="checkbox"/> Date <input type="text"/> Time <input type="text"/> Results: Same as Comp Report - Different (Explain in Details) <input type="checkbox"/></p> <p>Canvas Conducted: Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes - Make Entry in Body Re: Time, Date, Names, Addresses, Results <input type="checkbox"/> Crime Scene Visited: Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes - Make Entry in Body Re: Time, Date, Evidence Obtained <input type="checkbox"/></p> <p>Complainant Viewed Photos: Yes <input type="checkbox"/> Refused <input type="checkbox"/> Future <input type="checkbox"/> Results: <input type="text"/></p> <p>Witness Viewed Photos: Yes <input type="checkbox"/> Refused <input type="checkbox"/> Future <input type="checkbox"/> Results: <input type="text"/></p> <p>Crime Scene Detailed: Yes <input type="checkbox"/> No <input type="checkbox"/> By (Enter Results in Details) <input type="text"/> Crime Scene Photos: Yes <input type="checkbox"/> No <input type="checkbox"/> By (Enter Results in Details) <input type="text"/></p> <p>If Closing Case "No Results," Check Appropriate Box and State Justification in Details: <input type="checkbox"/> C-1 Improper Referral <input type="checkbox"/> C-2 Inaccurate Facts <input type="checkbox"/> C-3 No Evidence / Can't ID <input type="checkbox"/> C-4 Uncooperative Complainant <input type="checkbox"/> C-5 "Leads" Exhausted</p>			
<p>DETAILS:</p> <p>Investigation : Murder 1 & Att. Murder 1</p> <p>Subject : Interview Of Andrew Rison, 4033 Scotchwood Court, Chesapeake VA. 757 465-5984</p> <p>M/B 29, DOB 03-13-71 NYSID #6468953-R</p> <p>1. Mr. Rison had contacted Crime Stoppers on 01-08-01 and stated that he has information of the unapprehended subject known as Damon Williams who was involved in the Homicide and is one of the shooters. He also stated that he could lead the authorities to the location and whereabouts of the said subject.</p> <p>2. On 01-18-01 the undersigned along with Det. Carter and with the authority of the Police Department were able to travel to Chesapeake VA. At the time the Informant was in the custody of the Chesapeake Sherrifs Dept. who was being held for Violating Parole in New York State. At about 1420 Hrs. with the permission of the Sherrifs Dept. were able to interview Mr. Rison in regards to his knowledge of the above mentioned incident. This interview was conducted in the confines of the Chesapeake City Jail system.</p> <p>3. Mr. Rison stated that the subject wanted, Damon Williams is his cousin. He states that Damon came to Virginia two weeks prior of Christmas of 1999. Damon was staying with him and a female known as Ebbany Brown at the time. While living with Mr. Rison at the time Damon began to tell him of his involvement in regards to the Homicide. He states that he and Randy were the shooters and that Bird also known as Duane Thomas drove Damon, Randy and Sha to the location. The shooting was of a revenge because Damon's brother Ramone Cross was beat up at the club. Damon, Randy and Sha got out of the car and Duane remained with the car. Sha became the lookout and Randy and Damon ran up on the guys and began to shoot into the group.</p> <p>Continues On Page Two</p>			
<p>CASE: <input type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED</p> <p>REPORTING OFFICER: <input type="text"/> RANK: Det.</p> <p>REVIEWING / CLOSING SUPERVISOR: <input type="text"/></p>		<p>DATE REVIEWED / CLOSED: <input type="text"/></p> <p>SIGNATURE: <input type="text"/></p> <p>NAME PRINTED: Buonsante</p> <p>TAX REG. NO.: 808840</p> <p>COMAND: 13PDS</p> <p>CASE CLOSED: <input type="text"/> ENTER DESTINATION: OR 8</p> <p>SIGNATURE: <input type="text"/></p> <p>C.O.'s INITIALS: <input type="text"/></p>	

LONG PINK

1/16/01 1322 Hrs. Contacted Chesapeake Sheriff's Dept.
757-382-2850 Records Dept.

Spoke with Miss Cooper.

Andrew Rison - charged with fugitive Justice
N.Y. Parole warrant.
Court App. on 1/16 - Remanded till
2/14 - NO BAIL.
DKT #2001/296

Grey Bridge Ave - Sheriff's Dept. Chesapeake
400 Albemarle Drive
757 382-2850

1/16/01 1430 Hrs
Contacted Juliet Rison - wife of Andrew Rison
757-465-5984

Stated that Andrew is DARRON'S cousin, was staying with
Andrew + Ebbing Brown after incident.
Ebbing + Andrew have child in common.
Ebbing presently resides at
45 GRAYSON ST. HARTFORD CT.
Ebbing knows as much as Andrew in regards to the
homicide.

Juliet Rison = 4033 Scotchwood Court
Chesapeake VA. 23371

DARRON = KNOWN in VA. AKA SHAW OR ERIC RODRIGUEZ

CAMINO BOYER N.Y. driver's license.

Possibly drives a lt/blu Lincoln

Mrs. Rison last contact w/DARRON 1/16 via phone

Seen him on 1/13

Andrew Rison was arrested on 1/14 11:57 PM at his home

Possibles, Bird + Randy in late day of incident.

Andrew Rison contacted Crime Stoppers on 1/8 directed to 13 Int. Darron
contacted again on 1/11 set meeting on 1/15 - will recall on 1/14
did not - Mrs. Rison recontacted Crime Stoppers on 1/16

718-558-5247

DONNA HARRIS QNS. P. 11. II

718-558-5247

DANIEL BOTTLEB

718-558-5243

Contacted P.O. Harris 1/17 1230 Hrs. stated that
Ebbing contacted the office on 1/16 and stated
that Andrew is in VA.

Contradiction, Mrs. Nison states that Andrew was
questioned on Sunday 1/14 11:45 P.M. at her home.

Andrew Nison - NY SED #6468953-R

DVB 3/13/71

LAST KNOWN ADDRESS - 114-29 180 ST.

ST. ALBANS N.Y. P.H.

SS# 063-68-5390

OWES - 2 YRS. 11 DAYS to Parole Division.

Crime Stoppers

Det. Joe Quinones

374-6806

374-2760 FAX

Agree to testify against DARTON
OR - DARTON - Exonerating statements

Miss Banks - 757-455-8130

Cont. ppt ATT.

1420
City Jail, Chesapeake VA.

Came to VA. 2 wks prior of Christmas.
Ebony knew of him being in VA.

1992. Arrested for ATT. ARMED Robbery

1996. Paroled.

JAN 28, Arrested for violating parole, leaving N.Y.

Entered Program Sept. 00, 90 Day Drug Program
Has NOT been arrested since parole except for violating
Called Ebony via phone, found out that he was
with his wife. Threatened him that she was going to
call the police in VA. that he was violating parole

was picked up at his wife's home on Sunday by Sheriff
Sept. 00.

While in N.Y. he had heard that he was being sought
by the people involved from MATH. Knows of Buster
who he had met through Ramone + girlfriend

Knowledge of incident what he had heard
originally and then told by Damon

First time Damon, Dec of 99 - Damon says that Ramon got beat
up in a club.

Mo + Randy started shooting on the block.

Bird is Duane Thomas. Driver of car

Saw news next day, Damon was upset by saying
I should have thought about it first.

Spoke about on how Ramone was beat up and that
he needed to take revenge. Called Randy, Bird.

(Duane) and Sita, Duane drove them to MATH.

Randy, Damon and Sita got out Duane stayed
with car, Sita got scared, became a lookout

Damon + Randy ran up on the guys and began
shooting in the group - Two people got killed two

People got Sh-T. Len Damon told Bird to
get rid of the car. Bird did not want to
place car in backyard of a friend. Car
was found.

Damon states that Chuck was picked
up but had nothing to do with the shooting.
Damon believes that Chuck was ARM.
Then Andy got picked up. Damon was
arrested for a different incident. Damon
had shot up on Buster who was for
ex boyfriend.

1318 Elm Ave. Apt-B 2FL. 285-11808
Port Smith VA.

LT/Blm Lincoln - VA. ~~644~~
644 695
-895

Possible 2 guns, under bed.
25 - Denigen 2 shot Chuma
9 - MM

Early morning. Cites to Sleep Late

1-18-01

Andrew Dixon 3-13-71 063-68-5390

Damon told me that all this started when Ramona came home from the club beat up bad. He then got Randy, Sha, Bird and they went back up there (they were in Queens at the time) They drove to the block top where the guys responsible hung out. They saw some parked around the corner. Bird stayed, Sha got scared and just played look out, so Damon and Randy took matters into their own hands. They ^(Damon/Randy) snuck up on them and opened fire. They then ran back to the car and needed home. Once back in Queens Ramona call them to let them know everything was on the news. Damon said he told Bird to get rid of the car and they scared me played it better. He expressed he was sorry and all that. He told me about Bird telling out that Chuck wasn't down with it they must think he's him. And yes I'm willing to testify.

Andrew Dixon
Det. Cornelius Carter M.
01-18-01 1704 Hrs. SH# 2187 MSHS

SA V. B. 4730
01/18/01 1704 Hrs. 13 PDS.

EXHIBIT B

COMPLAINT - FOLLOW UP INFORMATIONAL PD 313 081A (Rev. 4-89)-31										PAGE 1 OF 1		PAGE 1													
Crime HOMICIDE 6 & 7										Pct 013		OCCB No.		Complaint No.		Date of This Report 1/16/2001									
Date of Orig. Report 9/22/1999				Date Assigned 9/28/1999				Case No 1814/15/16/17/				Unit reporting 013 PDS				Follow-Up No.									
Complainant's Name - Last, First, M.I. P.S.N.Y. FOR QUINONES & COBB										Victim's Name - If Different															
Last Name, First, M.I.										Address, include City, State, Zip						Apt. No.									
Home Telephone				Business Telephone				Position / Relationship				Sex		Race		Date of Birth		Age							
Total No. of Perpetrators		Wanted		Arrested		Weapon Used		Describe Weapon (If firearm, give color, make, calibre, type, model, etc.)																	
Wanted		Arrested		Last Name, First, M.I.						Address, include City, State, Zip						Apt. No.		Res. Pct.							
Sex		Race		Date of Birth		Age		Height		Weight		Eye Color		Hair Color		Hair Length		Facial Hair		NYSID No.					
Eye glasses		Sunglasses		Clothing Description, Scars, Marks, M.O., Etc. (Continue in "Details")																					
Nickname, First Name, Alias																									
Wanted		Arrested		Last Name, First, M.I.						Address, include City, State, Zip						Apt. No.		Res. Pct.							
Sex		Race		Date of Birth		Age		Height		Weight		Eye Color		Hair Color		Hair Length		Facial Hair		NYSID No.					
Eye glasses		Sunglasses		Clothing Description, Scars, Marks, M.O., Etc. (Continue in "Details")																					
Nickname, First Name, Alias																									
AREA WITHIN BOX FOR DETECTIVE / LATENT FINGERPRINT OFFICER ONLY. THIS BOX WILL BE UTILIZED BY INVESTIGATOR WHENEVER POSSIBLE AND MUST BE FULLY COMPLETED WHEN USING THIS FORM TO CLOSE A CASE "NO RESULTS"																									
Comp. Interviewed				In Person				By Phone				Date				Time				Results: Same as Comp Report - Different (Explain in Details)					
Yes				No																					
Witness Interviewed				In Person				By Phone				Date				Time				Results: Same as Comp Report - Different (Explain in Details)					
Yes				No																					
Canvas Conducted				If Yes - Make Entry in Body Re: Time, Date, Names, Addresses, Results										Crime Scene Visited				If Yes - Make Entry in Body Re: Time, Date, Evidence Obtained							
Yes				No										Yes				No							
Complainant Viewed Photos				Results:																					
Yes				Refused										Future											
Witness Viewed Photos				Results:																					
Yes				Refused										Future											
Crime Scene Dusted				By (Enter Results in Details)										Crime Scene Photos				By (Enter Results in Details)							
Yes				No										Yes				No							
If Closing Case "No Results," Check Appropriate Box and State Justification in Details:																									
C-1 Improper Referral				C-2 Inaccurate Facts				C-3 No Evidence / Can't ID				C-4 Uncooperative Complainant				C-5 "Leads" Exhausted									
DETAILS:																									
Investigation : Homicides 99/ 6 & 7																									
Subject : Notifications By CrimeStoppers																									
1. On 01-08-00 Crime Stoppers was contacted by a male who identified himself as [redacted]. The male stated that he had information regarding a subject known as Damon Williams wanted for a Homicide. Damon is involved in the shooting. After further investigation in regards to the information forwarded by the caller it was learned that the incident occurred in the confines of the 013 pct. the caller then was referred to the 013 pct. Detectives. The caller then contacted Det. Danaher of the 013 Pct. who stated to Det. Danaher that he had knowledge of the incident and that Damon had told him about the shooting. The caller also told Det. Danaher that Damon was presently in Norfolk VA. staying Ramada Unlimite on Military Hwy. in Norfolk Va. and stated that he will lead us to him. Damon had told the caller that he was one of the shooters.																									
2. The caller was instructed to call back while he contacts the detective assigned to the original case, Det. Buonsante.																									
3. On 01-12-01 the caller did re contact the 013 Pds office and stated that he was willing to meet the detectives at the airport on 01-15-01																									
4. On 01-016-01 a female known as [redacted] contacted Crime Stoppers and stated that she was the [redacted] who has been in contact with Det. Danaher regarding Damon Williams. [redacted] also stated that [redacted] also known as [redacted] has been arrested on 01-14-00 for violating parole. [redacted] is presently in the custody of the [redacted] Sheriffs Dept.. This information was then forwarded to Det. Carter who contacted the undersigned with the information.																									
Case Continues On page two																									
DATE REVIEWED		CLOSED		IF ACTIVE, DATE OF NEXT REVIEW																					
REPORTING OFFICER:		RANK		SIGNATURE		NAME PRINTED		TAX REG. NO.		COMMAND															
		Det.		[Signature]		Buonsante		908840		013 PDS															
REVIEWING / CLOSING SUPERVISOR:				CASE CLOSED:		ENTER DESTINATION				SIGNATURE				C.O.'S INITIALS											
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LONG PINK

1st COPY CRIMINAL RECORDS SECTION

2nd COPY UNIT REFERRED TO

3rd COPY BOROUGH ROBBERY SQUAD



COMPLAINT - FOLLOW UP INFORMATIONAL
PD 313.0B1A SECOND SHEET (Rev 8-90)-H-1

Pct	Complaint No.	PAGE 2 OF 2 PAGES
013		Date of This Report 1/16/2001

DETAILS:

Continued From Page One

5. On 01-16-01 at about 1322 Hrs. the undersigned did contact [REDACTED] Sherrifs Dept. At the time the undersigned did speak with Miss Cooper. As per Miss Cooper the subject [REDACTED] is presently in the the custody of the Sherrifs Dept. for [REDACTED] There is no Bail set and he will be in their custody until 02-14-01. Booking case [REDACTED] Sherrifs Dept. [REDACTED]

6. On 01-16-01 at about 1430 Hrs. the undersigned did contact [REDACTED] via phone [REDACTED] also The undersigned did verify the information provided with [REDACTED] known as [REDACTED] did state that her [REDACTED] had informed her of his knowledge of Damon Williams being involved in a homicide back in New York and that Damon took revenge because his brother Ramone was beat up. [REDACTED] also stated that she has seen Damon in the past. Last contact with Damon was on 01-13-01. Damon had contacted her in regards to her husbands well being. After speaking with [REDACTED] the undersigned does feel that the caller [REDACTED] does have enough knowledge of the incident and Damon Williams. This information is also being forwarded to ADA O'Connell assigned to the Homicide Case. The undersigned along with Det. Carter are in the process of traveling to [REDACTED] to interview [REDACTED] and anticipating the arrest of Damon Williams.

CASE <input type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED		DATE REVIEWED / CLOSED		IF ACTIVE, DATE OF NEXT REVIEW	
REPORTING OFFICER:	RANK Det.	SIGNATURE <i>V. L. B.</i>	NAME PRINTED Buonsante	TAX REG. NO. 908840	COMMAND 13 PDS
REVIEWING / CLOSING SUPERVISOR:	CASE CLOSED:	ENTER DESTINATION C OR B	SIGNATURE	C.O.'S INITIALS	
1 st COPY CRIMINAL RECORDS SECTION PINK - SECOND SHEET		2 nd COPY UNIT REFERRED TO		3 rd COPY BOROUGH ROBBERY SQUAD	

623

EXHIBIT C

DO NOT USE THIS FORM TO REPORT: CRIME CLASSIFICATION CHANGES, CASE CLEARANCES, INITIAL ARREST ON THE COMPLAINT, RECOVERED PROPERTY, ADDITIONAL STOLEN PROPERTY SERIAL NUMBERS OBTAINED FOR PROPERTY PREVIOUSLY REPORTED, CRIME INCIDENT DATA, USE COMPLAINT FOLLOW-UP (PD 313-081) TO REPORT THE PRECEDING



COMPLAINT - FOLLOW UP

INFORMATIONAL
PD 313 081A (Rev. 4-89)-31

PAGE 1 OF 2 PAGES

Crime
Murder 1Pct
013

OCCB No.

Complaint No.

9198

Date of This Report

1/23/200114
Perp 1

Perp 2

Date of Orig. Report

9/22/1999

Date Assigned

9/22/1999

Case No.

1814/15/16/17

Unit reporting

013 PDS

Follow Up No.

Complainant's Name - Last, First, M.I.

P.S.N.Y. FOR COBB/QUINONES

Victim's Name - If Different

15
Perp 1

Perp 2

Last Name, First, M.I.

Address, Include City, State, Zip

Apt. No.

Witness No. 1

Perpetrators

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EXHIBIT D

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V I T O

B U O N S A N T E,

called as a witness, stated as follows:

THE FOREPERSON: Do you solemnly swear that the evidence you shall give to the grand jury upon this complaint against Damon Williams shall be the truth, the whole truth and nothing but the truth, so help you God?

THE WITNESS: I do.

BY MS. O'CONNELL:

Q. In a loud, clear voice could you please state your name, your shield and your command.

A. Detective Vito Buonsante, shield 4730, 13th Precinct Detectives Office.

Q. Detective, back in September, September 22nd of 1999, were you assigned to investigate a shooting incident which had taken place on that date in front of 330 East 26th Street here in Manhattan?

A. Yes, I was.

Q. As a result of your investigation did you have cause to investigate the whereabouts of an individual named Randy

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Picard?

A. Yes, I did.

Q. An individual name Duane Thomas?

A. Yes.

Q. An individual name Ramon Cross?

A. Yes.

Q. And an individual named Ronald

Ambrose?

A. Yes.

Q. During the course of that investigation over the next few months did you also seek the whereabouts of somebody known as Damon Williams?

A. Yes, I did.

Q. Was he also known to you as Chris Johnson?

A. Yes, he was.

Q. On September 22nd of 1999, what was the approximate age of the individual known to you as Damon Williams?

A. Twenty-one.

Q. Sometime in the past two weeks or so did you speak with an individual name Andrew

Rison?

A. Yes, I did.

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1 Q. Is that the same Andrew Rison who
2 just left this grand jury room?

3 A. Yes.

4 Q. As a result of conversations that
5 you had with Andrew Rison did you go down to
6 Virginia last week and early this week?

7 A. Yes, I did.

8 Q. At the time that you went down to
9 Virginia did you apprehend that individual
10 known to you as Damon Williams?

11 A. Yes, I did.

12 Q. Where did that apprehension take
13 place?

14 A. That apprehension took place in the
15 town of Portsmouth, Virginia.

16 MS. O'CONNELL: I don't have any
17 further questions for this witness, as I
18 see none from the members-- one second
19 please.

20 (CONFERS)

21 Q. A grand juror wants to know, in
22 substance, what was the conversation that you
23 had with Mr. Rison that led you to go down to
24 Virginia?

25 A. Basically had knowledge of what had

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1 taken place in with regard to the ins --
2 shooting and the incident on that day.

3 Q. Was that based upon things that he
4 told you that Damon Williams had told him?

5 A. Yes, that's correct.

6 Q. In addition, did he also tell you
7 where Damon Williams could be located at that
8 moment?

9 A. Yes, he did.

10 MS. O'CONNELL: Okay, I see another
11 question.

12 (CONFERS)

13 Q. A grand juror has a question. Did
14 there come a time shortly after the incident in
15 1999 when a person named Duane Thomas
16 surrendered himself to the 12th Precinct?

17 A. Yes, he did.

18 Q. In connection with his surrender
19 did he lead you to the whereabouts of a certain
20 automobile?

21 A. Yes, he did.

22 Q. Had he hidden the automobile at the
23 home of a friend?

24 A. He hid the automobile in the
25 backyard of a friend and that vehicle was

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recovered there. That vehicle was recovered.

1 Q. Was that vehicle recovered in
2 Queens?
3

4 A. In Queens. "

5 Q. Do you recall whether there were
6 license plates on the car or not?

7 A. No, there were not.

8 Q. Do you recall whether there was a
9 registration sticker or inspection sticker on
10 the car at that time?

11 A. I don't recall.

12 MS. O'CONNELL: Let me confer with
13 the grand juror for a moment.

14 (CONFERS)

15 MS. O'CONNELL: That concludes my
16 questioning for this witness, as I see no
17 other hands, you may step out.

18 (WITNESS EXCUSED)
19
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